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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/602,264	06/24/2003	Todd A. McGarvey	5003073-016US2	1410

29737 7590 09/19/2005

SMITH MOORE LLP
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GREENSBORO, NC 27420

EXAMINER

BARRY, CHESTER T

ART UNIT	PAPER NUMBER
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1724

DATE MAILED: 09/19/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO/ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT	PAPER
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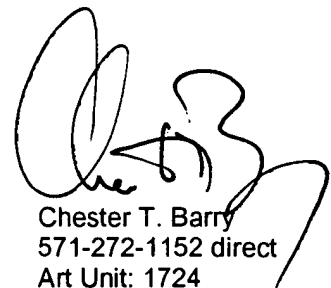
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Commissioner for Patents

The reply filed on 8/4/05 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Applicant failed to point out how the proposed amendments overcome the applied prior art. See 37 CFR 1.111. To the extent that applicant believes such remarks are not necessary in light of the examiner's remarks about the art not showing the presence of a water/oil emulsion in the hopper apparatus, please note 1) the examiner wrote of an emulsion, not a mixture, and 2) no provision of 37 CFR 1.111 relieves applicant of his duty to specifically point out how the amended claim distinguishes over the applied art should the examiner have noted what is not taught by a reference. Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).


Chester T. Barry
571-272-1152 direct
Art Unit: 1724